

State Gov.

1/2/95 Do Pass

S- 1/25/95 State Gov.

S- 1-31-95 Do Pass

JAN 9 1995

STATE GOVERNMENT

HOUSE FILE 3

BY VAN MAANEN

Passed House, (p. 141) Date 1-23-94  
Vote: Ayes 96 Nays 0  
Approved Feb. 3, 1995

Passed Senate, (p. 256) Date 2/6/95  
Vote: Ayes 48 Nays 0

A BILL FOR

1 An Act relating to the state banner.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 3

1 Section 1. Section 1B.1, Code 1995, is amended to read as  
2 follows:

3 1B.1 SPECIFICATIONS OF STATE BANNER FLAG.

4 The banner designed by the Iowa society of the Daughters of  
5 the American Revolution and presented to the state, ~~which~~  
6 banner is hereby adopted as the state flag for use on all  
7 occasions where a state flag may be fittingly displayed. The  
8 design consists of three vertical stripes of blue, white, and  
9 red, the blue stripe being nearest the staff and the white  
10 stripe being in the center, ~~and upon.~~ On the central white  
11 stripe being is depicted a spreading eagle bearing in its beak  
12 blue streamers on which is inscribed, ~~in white letters,~~ the  
13 state motto, "Our liberties we prize and our rights we will  
14 maintain" and in white letters, with the word "Iowa" in red  
15 letters below ~~such~~ the streamers, ~~as such design now appears~~  
16 ~~on the banner in the office of the governor of the state of~~  
17 ~~Iowa, is hereby adopted as a distinctive state banner, for use~~  
18 ~~on all occasions where a distinctive state symbol in the way~~  
19 ~~of a banner may be fittingly displayed.~~

20 Sec. 2. Section 1B.2, Code 1995, is amended to read as  
21 follows:

22 1B.2 USE OF STATE BANNER FLAG.

23 ~~Such~~ The design ~~may~~ shall be used as ~~a distinctive~~ the  
24 state banner flag and may ~~as such~~ be displayed on all proper  
25 occasions where the state is officially represented ~~as~~  
26 ~~distinct from other states,~~ either at home or abroad, or  
27 wherever it may be proper to distinguish the citizens of Iowa  
28 from the citizens of other states, ~~such display.~~ When  
29 displayed with the national emblem, the state flag shall in  
30 ~~all cases to be subservient to and along with the display of~~  
31 ~~the national emblem and, when displayed with the latter, to be~~  
32 placed beneath the stars and stripes.

33 Sec. 3. Section 1B.3, Code 1995, is amended to read as  
34 follows:

35 1B.3 FLAGS ON PUBLIC BUILDINGS.

1 It shall be the duty of any board of public officers  
 2 charged with providing supplies for a public building in the  
 3 state to provide a suitable state flag and it shall be the  
 4 duty of the custodians custodian of all that public buildings  
 5 of-the-state building to raise over-such-building the flag  
 6 flags of the United States of America and the state of Iowa,  
 7 upon each secular day when weather conditions are favorable,  
 8 ~~and it shall be the duty of any board of public officers~~  
 9 ~~charged with the duty of providing for the supplies of any~~  
 10 ~~such public building to provide, in connection with other~~  
 11 ~~supplies for any such building of the state, a suitable flag~~  
 12 ~~for the purposes herein provided.~~

13 Sec. 4. Section 280.5, Code 1995, is amended to read as  
 14 follows:

15 280.5 DISPLAY OF UNITED STATES FLAG AND IOWA STATE BANNER  
 16 FLAG.

17 The board of directors of each public school district and  
 18 the authorities in charge of each nonpublic school shall  
 19 provide and maintain a suitable flagstaff on each school site  
 20 under its control, and the United States flag and the Iowa  
 21 state banner flag shall be raised on all school days when  
 22 weather conditions are suitable.

23 EXPLANATION

24 This bill reenacts provisions of 1921 Iowa Acts, chapter 78  
 25 (House File 398). The bill, as passed by the House of  
 26 Representatives and Senate in 1921 was never signed by the  
 27 Speaker of the House as required by Article III, section 15 of  
 28 the Iowa Constitution. The bill also updates the language  
 29 describing the flag of the state of Iowa. The term "banner"  
 30 is replaced by the word "flag". Currently and under the bill,  
 31 boards of directors of public buildings are required to fly  
 32 the flag of Iowa as well as the stars and stripes of the  
 33 nation.

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HOUSE FILE 3

AN ACT

RELATING TO THE STATE BANNER.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 1B.1, Code 1995, is amended to read as follows:

1B.1 SPECIFICATIONS OF STATE BANNER FLAG.

The banner designed by the Iowa society of the Daughters of the American Revolution and presented to the state, ~~which banner is hereby adopted as the state flag for use on all occasions where a state flag may be fittingly displayed. The design~~ consists of three vertical stripes of blue, white, and red, the blue stripe being nearest the staff and the white stripe being in the center, ~~and upon. On the central white stripe being is~~ depicted a spreading eagle bearing in its beak blue streamers on which is inscribed, ~~in white letters, the state motto, "Our liberties we prize and our rights we will maintain" and in white letters,~~ with the word "Iowa" in red letters below ~~such the streamers, as such design now appears on the banner in the office of the governor of the state of Iowa, is hereby adopted as a distinctive state banner, for use on all occasions where a distinctive state symbol in the way of a banner may be fittingly displayed.~~

Sec. 2. Section 1B.2, Code 1995, is amended to read as follows:

1B.2 USE OF STATE BANNER FLAG.

Such ~~The~~ design ~~may shall~~ be used as a distinctive the state banner flag and may ~~as such~~ be displayed on all proper occasions where the state is officially represented as ~~distinct from other states,~~ either at home or abroad, or wherever it may be proper to distinguish the citizens of Iowa from the citizens of other states, ~~such display. When displayed with the national emblem, the state flag shall in all cases to be subservient to and along with the display of the national emblem and when displayed with the latter, to be placed beneath the stars and stripes.~~

Sec. 3. Section 1B.3, Code 1995, is amended to read as follows:

1B.3 FLAGS ON PUBLIC BUILDINGS.

It shall be the duty of any board of public officers charged with providing supplies for a public building in the state to provide a suitable state flag and it shall be the duty of the custodians custodian of all that public buildings of the state building to raise over such building the flag flags of the United States of America and the state of Iowa, upon each secular day when weather conditions are favorable and it shall be the duty of any board of public officers charged with the duty of providing for the supplies of any such public building to provide, in connection with other supplies for any such building of the state, a suitable flag for the purposes herein provided.

Sec. 4. Section 280.5, Code 1995, is amended to read as follows:

280.5 DISPLAY OF UNITED STATES FLAG AND IOWA STATE BANNER FLAG.

The board of directors of each public school district and the authorities in charge of each nonpublic school shall provide and maintain a suitable flagstaff on each school site

under its control, and the United States flag and the Iowa state banner flag shall be raised on all school days when weather conditions are suitable.

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RON J. CORBETT  
Speaker of the House

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LEONARD L. BOSWELL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 3, Seventy-sixth General Assembly.

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ELIZABETH ISAACSON  
Chief Clerk of the House

Approved Feb. 13, 1995

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TERRY E. BRANSTAD  
Governor